

## Supporting Document 5

## **CHRONOLOGY OF EVENTS**

### **Budget Trade & Gas**

- May 17, 1999 - San Diego County Department of Environmental Health (DEH) requested assistance with gaining compliance for Budget Trade & Gas facility.
- June 9, 1999 - San Diego Regional Water Quality Control Board (RWQCB) sent California Water Code (CWC) section 13267 letter requesting workplan by August 1, 1999 and corrective action plan (CAP) by September 1, 1999.
- Sept. 22, 1999 - RWQCB sent Notice of Violation (NOV) for failure to comply with CWC section 13267 letter and requested contact by October 1, 1999.
- October 28, 1999 - Administrative Civil Liability (ACL) Complaint No. 99-178 issued for failure to comply with CWC section 13267 letter, for \$223,000. (This was not heard before the Board within 60 days due to lack of quorum.)
- January 12, 2000 - ACL Complaint No. 2000-23 issued for failure to comply with CWC section 13267 letter, for \$35,680.
- February 9, 2000 - Board Hearing – ACL No. 2000-23 adopted with \$35,680 suspended provided that 2 conditions are met:
1. Workplan submitted by March 10, 2000
  2. Corrective Action Plan submitted by August 7, 2000
- Feb. 24-Mar.7, 2000 – Phone conversations with K.T. Mao, David Henry & Jim Leist to assure everyone knew what the content of the workplan needed to be.
- March 6, 2000 - RWQCB received faxed version of February 14, 2000 letter addressed to Mr. Hsu from David Henry about request for proposals for workplan. It only included ground water monitoring.
- March 6, 2000 - RWQCB responds to February 14, 2000 letter that a workplan with only ground water monitoring would not comply with ACL No. 2000-23.
- March 8, 2000 - Board meeting – Status report presented to the Board.
- March 10, 2000 - Workplan faxed to RWQCB.
- March 13, 2000 - Hard copy of workplan received.
- March 15, 2000 - First letter from RWQCB in response to workplan approving ground water monitoring and additional comments on remainder of workplan will follow.
- March 27, 2000 - Second letter from RWQCB in response to workplan approving delineation scheme with suggested changes.
- April 12, 2000 - Board meeting – Status report presented to the Board.
- June 14, 2000 - Executive Officer's report for June Board meeting – Status report of compliance. Although workplan was submitted, execution of workplan has not begun. Ground water monitoring not done to date either.

Budget Trade & Gas  
Chronology of Events

July 12, 2000 - RWQCB letter to Mr. Hsu reminding him of August 7, 2000 due date for CAP. The letter also told him to refile application to State Water Resources Control Board (SWRCB) Underground Storage Tank Cleanup Fund (USTCF).

July 26, 2000 - Ground Water Monitoring submitted.

July 27, 2000 - SWRCB USTCF issued letter of pre-approval of corrective action costs for \$37,733, claim No. 601.

August 7, 2000 - Due date for CAP which was not submitted.

August 9, 2000 - Issuance of ACL No. 2000-23 which imposed civil liability of \$35,680 for failure to submit CAP by August 7, 2000 requested pursuant to CWC section 13267. Payment is due in 30 days – September 9, 2000.

August 11, 2000 - Executive Officer's report for August Board meeting – Status report of compliance. Letter sent to Mr. Hsu informing him that ACL No. 2000-23 was issued and payment is due in 30 days (September 9, 2000).

Sept. 12, 2000 - RWQCB letter to Mr. Hsu informing him that since civil liability assessment of \$35,680 from adopted ACL No. 2000-23 had not been paid, that RWQCB would seek judgement for amount of civil liability.

Sept. 13, 2000 - Executive Officer's report for September Board meeting – Status report of compliance. Since this summary was prepared prior to September 9, 2000, it states that the Executive Officer would give verbal update of whether civil liability was paid in 30 days of issuance (it was not).

Sept. 29, 2000 - ACL No. 2000-23 referred to Deputy Attorney (DA) General.

Sept. 29, 2000 - RWQCB letter to Mr. Hsu informing him that he has responsibility to submit CAP and that civil liabilities will continue to accrue from February 10, 2000.

Oct. 11, 2000 - Executive Officer's report for October Board meeting – Status report of compliance. Mr. Hsu was informed that ACL No. 2000-23 had been referred to the DA for judgement.

Oct. 23, 2000 - DEH transfers case to RWQCB for oversight.

Nov. 6, 2000 - Administrative Civil Liability Complaint No. 2000-256 issued for continued failure to submit CAP requested pursuant to CWC 13267, for \$146,500. Scheduled for special Board meeting for November 29, 2000.

Nov. 7, 2000 - Cleanup and Abatement Order (CAO) No. 2000-255 issued. Requires free product removal monthly with report sent in the first of each month starting January 1, 2001. Quarterly ground water monitoring required with first report due January 30, 2001. Full delineation of soil and ground water contamination by March 22, 2001.

Nov. 21, 2000 - Special Board meeting for November 29, 2000 was cancelled and ACL Complaint No. 2000-256 was placed on December 13, 2000 agenda.

Budget Trade & Gas  
Chronology of Events

- Dec. 13, 2000 - Board Meeting for adoption of ACL No. 2000-256. Board action deferred till February Board meeting pending submittal of CAP and payments on previous ACL (ACL No. 2000-23).
- Dec. 20, 2000 - SWRCB USTCF sent preapproval (for free product removal and quarterly ground water monitoring per CAO No. 2000-255) letter for \$48,523, claim No. 601, to Mr. Hsu.
- Jan. 17, 2001 - Executive Officer's Report for Board agenda – Status of compliance: Hsu's signed contract with environmental consultant (Southern California Soils & Testing (SCST)), Hsu's submitted verification of tightness of UST system and functioning of monitoring probes. Hsu's did not submit free product removal by January 1, 2001 or make payment on ACL No. 2000-23.
- Jan. 23, 2001 - Meeting with Mr. Hsu and SCST. Mr. Hsu was reminded what the Board members requested he accomplish by February Board meeting (CAP submitted, payments on ACL No. 2000-23). Due dates from CAO No. 2000-255 were discussed.
- Jan. 30, 2001 - Workplan for assessment, CAP, free product removal and ground water monitoring received
- Feb. 14, 2001 - 2<sup>nd</sup> meeting with Mr. Hsu and SCST. A Mandarin Chinese translator was hired to facilitate Mr. Hsu's understanding of meeting. We reviewed tank integrity test results, payment on ACL No. 2000-23, upcoming compliance dates for CAO No. 2000-255, and the workplan and CAP submitted by the current consultant. Mr. Hsu submitted financial documents to demonstrate that, if imposed, ACL No. 2000-256 would place a financial burden on him that could cause bankruptcy. RWQCB requested a written summary of each document. The volume of the financial documents was so large that the agenda item was pulled. The documents will be enclosed in the agenda package for the March 14, 2001 Board meeting.
- Feb. 15, 2001 - Mr. Hsu submitted \$200 payment on ACL No. 2000-23.
- Mar. 6, 2001 - Free product removal report received.
- March 14, 2001 - Board meeting. ACL No. 2000-256 continued to April Board meeting because the shipyard item took a long time.
- Mar. 14, 2001 - Unsuccessful drilling on site to delineate extent of contamination. Rescheduled to April 25-27 with larger drill rig.
- Mar. 22, 2001 - Delineation of extent of soil and ground water contamination report due.
- Mar. 27, 2001 - Mr. Hsu submitted \$150 payment on ACL No. 2000-23.
- April 3, 2001 - Free product removal report received.
- April 11, 2001 - Board meeting. Staff presentation was that Mr. Hsu was in compliance with CAO No. 2000-255, had submitted a CAP, had made 2 payments on ACL No. 2000-23 and intended to make monthly payments. Staff recommended a continuation of this item to the October Board meeting to better access Mr. Hsu's compliance with CAO No. 2000-255 and his intention to make

Budget Trade & Gas  
Chronology of Events

	payments on ACL No. 2000-23. After discussion the Board members agree with this approach.
May 10, 2001 -	Free product removal report received.
June 13, 2001 -	Free product removal report received.
June 22, 2001 -	Notice of Eligibility for the Underground Storage Tank Cleanup Fund
June 27, 2001 -	3rd meeting with Mr. Hsu and consultant. A Mandarin Chinese translator was hired to facilitate Mr. Hsu's understanding of meeting. We reviewed compliance deadlines in CAO No. 2000-255, payments on ACL Order No. 2000-23, and a submittal of a written summary explaining the significance of Mr. Hsu's financial documents.
July 10, 2001 -	Free product removal report received.
July 19, 2001 -	Addendum No. 2 to CAO No. 2000-255 which changed the reporting of free product removal to quarterly.
July 15, 2001 -	Mr. Hsu submitted \$300 payment (\$60 per month for March-July 2001) on ACL No. 2000-23.
July 31, 2001 -	2 <sup>nd</sup> quarter 2001 Ground Water Monitoring Report received.
August 1, 2001 -	Site Assessment Report Received
August 1, 2001 -	Letter of Commitment to Mr. & Mrs. Hsu from USTCF (not to exceed \$50,000).
August 2, 2001 -	Mr. Hsu submitted \$240 payment on ACL No. 2000-23.
August 15, 2001 -	Status report received and proposal for installation of ground water monitoring wells.
August 29, 2001 -	RWQCB letter to Mr. Hsu & Mrs. Hsu requesting a meeting to discuss proposed ground water monitoring well locations.
Sept. 19, 2001 -	4th meeting with Mr. Hsu and consultant. A Mandarin Chinese translator was hired to facilitate Mr. Hsu's understanding of meeting. We reviewed compliance deadlines in CAO No. 2000-255, payments on ACL Order No. 2000-23, submittal of a written summary explaining the significance of Mr. Hsu's financial documents, timeline for activities in CAP, number and location of proposed ground water monitoring wells, and the status of the USTCF.
Sept. 26, 2001 -	Project timeline received for remedial activities.
Sept. 26, 2001 -	RWQCB letter to Mr. & Mrs. Hsu with Board agenda notice and staff report.
Oct. 1, 2001 -	Mr. Hsu submitted \$150 payment on ACL No. 2000-23.
Oct. 10, 2001 -	Board meeting. Staff presentation was that Mr. Hsu was in compliance with CAO No. 2000-255, had submitted free product recovery reports, had made payments on ACL No. 2000-23 totaling \$890 for payments up to and including August 2001. Staff recommended a continuation of this item to the April 2002 Board meeting to better access Mr. Hsu's compliance with CAO No. 2000-255 and his intention to continue make payments on ACL No. 2000-23. After discussion the Board members agree with this

Budget Trade & Gas  
Chronology of Events

- approach. The Board members also requested an “Ability to Pay Analysis” to be performed by the Office of Statewide Initiatives. This would analyze Mr. & Mrs. Hsu’s ability to pay the civil liability imposed by ACL Order No. 2000-23.
- Oct. 19, 2001 - RWQCB letter to Office of Statewide Initiatives requesting an “Ability to Pay Analysis”.
- Oct. 30, 2001 - Submittal of Free Product Removal Report and 3<sup>rd</sup> quarter Ground Water Monitoring Report.
- Nov. 5, 2001 - Office of Statewide Initiatives response to RWQCB request for an “Ability to Pay Analysis” requesting certain documents from Mr. & Mrs. Hsu.
- Nov. 6, 2001 - RWQCB letter to Pete Gorman of Escondido Lumber requesting written notification by November 21, 2001 that an access agreement has been reached with Mr. & Mrs. Hsu to allow access to Escondido Lumber for installation of ground water monitoring wells.
- Nov. 7, 2001 - Addendum No. 3 to CAO No. 2000-255 with a request for a technical report from the remedial action pilot test. The due date is January 15, 2002.
- Nov. 8, 2001 - 5th meeting with Mr. Hsu and SCST. A Mandarin Chinese translator was hired to facilitate Mr. Hsu’s understanding of meeting. We reviewed the proposed remedial action: the pilot test, soil testing and possible removal, postponing enhanced free product recovery system, and obtaining 3 bids for the CAP. We also reviewed Addendum No. 3 to the CAO, the letter to Escondido Lumber, the Ability to Pay Analysis and documents I needed from Mr. Hsu to send to Sacramento, and continued compliance with deadlines in CAO No. 2000-255 and making payments on ACL Order No. 2000-23.
- Nov. 13, 2001 - Fax from SCST with details on the scope of work for the pilot testing.
- Nov. 29, 2001 - Letter from USTCF: denial of request for pre-approval of corrective action costs, claim # 16564.
- Nov. 30, 2001 - Directive to Show Cause letter sent to Pete Gorman, Escondido Lumber for access to the property to install ground water monitoring wells. Deadline for response: December 14, 2001.
- Dec. 12, 2001 - RWQCB letter acknowledging submittal of 1996 & 1997 personal and business tax returns for “Ability to Pay Analysis”.
- Dec. 21, 2001 - Pete Gorman of Escondido Lumber sent access agreement.
- Jan. 7, 2002 - RWQCB 13267 letter requesting technical report of installation of additional ground water monitoring wells and monitoring data. Also requests vertical delineation of MTBE. Due date: April 30, 2002.
- Jan. 14, 2002 - Air Sparge/Soil Vapor Extraction Pilot Test Results report submitted in compliance with Addendum No. 3 to CAO No. 2000-255.

Budget Trade & Gas  
Chronology of Events

Jan. 15, 2002 - Letter from SCST that discusses reasons why vertical delineation of MTBE is not necessary at this site.

Jan. 29, 2002 - Free Product Monitoring report submitted.

Jan. 30, 2002 - Quarterly Ground Water Monitoring report submitted.

Feb. 11, 2002 - Letter from SCST: Escondido Lumber is cooperating with installing ground water monitoring wells on their property; well location diagram included; electronic submittal of laboratory data will be done approximately March 1, 2002. SCST was not aware of laboratory procedures to request electronic submittal.

Feb. 15, 2002 - USTCF sent letter to Jimmy Hsu informing him that a reimbursement of \$60,041 was approved and would be sent to him.

Feb. 21, 2002 - RWQCB Order R9-2002-0075 directive to submit an alternative remedial action plan, pursuant to CWC section 13267, no later than May 1, 2002. This is due to pilot test results that demonstrated air sparge/soil vapor extraction was not effective as a remediation method for Budget Trade & Gas.

Feb. 22, 2002 - Financial paperwork submitted to Office of Statewide Initiatives for "Ability to Pay" analysis.

Feb. 25, 2002 - Notice of Violation No. R9-2002-0082 for failure to submit laboratory data in electronic deliverable format (EDF) to the Geotracker data system.

March 1, 2002 - 6th meeting with Mr. Hsu and SCST. A Mandarin Chinese translator was hired to facilitate Mr. Hsu's understanding of meeting. We discussed the Nov. 29, 2001 USTCF denial of preapproval of corrective action cost, access to Escondido Lumber for installing wells, RWQCB 13267 directives for installation of ground-water monitoring wells and submittal of alternative remedial action, Ability to Pay analysis letters to Sacramento, Notice of Violation for failure to submit laboratory data via EDF, chronology, compliance dates, and monthly payments of ACL No. 2000-23 (no payments since September 2001).

March 6, 2002 - Additional financial paperwork sent to Office of Statewide Initiatives for "Ability to Pay" analysis.

March 13, 2002 - Executive Officer's Report on status of compliance.

April 10, 2002 - Executive Officer's Report on status of compliance, and a continuation of the hearing to the May 8, 2002 Board meeting to allow the Office of Statewide Initiatives to complete the "Ability to Pay" analysis.

April 30, 2002 - First quarter 2002 ground water monitoring and free product removal report submitted. These are included in a Report of Assessment Activities.

May 1, 2002 - Alternative remedial action plan submitted in compliance with RWQCB Order R9-2002-0075 (February 21, 2002).

May 2, 2002 - Meeting with Mr. Hsu, Allan Patton and Diana Conkle of UST Cleanup Fund (USTCF), and Chuck Houser and Steve Jensen of SCST. The meeting was held to discuss the possibility of getting

Budget Trade & Gas  
Chronology of Events

- Budget Trade & Gas into the Pay for Performance program. Allan Patton described how the program works and how the USTCF can help us with this site.
- May 8, 2002 - Board meeting. Staff presentation was an update of the “Ability to Pay” analysis that the Board had requested at the previous Board meeting on October 10, 2001. The conclusion of the “Ability to Pay” analysis was that Mr. Hsu is unable to pay the previously assessed ACL, nor the larger penalty under consideration. Mr. Hsu was in compliance with CAO No. 2000-255, had submitted free product recovery reports, had additional ground water monitoring wells installed, and had proposed an alternative remediation action. Staff recommended deferring a decision of ACL Complaint No. 2000-256 to the November 2002 Board meeting, and putting Budget Trade & Gas into a Pay for Performance program, an EPA program based on payment when remediation milestones are achieved. After discussion the Board members agreed with this approach, and asked staff and John Richards to gain relief from the previously assessed ACL, and not request Mr. Hsu to make any additional payments on that ACL.
- May 9, 15, & 20 - Internal follow-up meetings to set up Pay for Performance (PFP) program. Allan Patton had expressed reservations about putting Budget Trade & Gas into the PFP program since it is an operating station, has shallow ground water, and has MTBE contamination. Sue Pease contacted colleagues in Vermont, South Carolina, Oklahoma, and Florida to get information about the success of PFP in their states, and how PFP was applied to sites that are similar to Budget Trade & Gas.
- May 22, 2002 - 7<sup>th</sup> meeting with Mr. Hsu, Chuck Houser & Steve Jensen of SCST, Sue Gehring (translator), Julie Chan and Sue Pease. We discussed steps needed for PFP program, proposed preliminary active remediation goals (PARG’s). Chuck Houser would contact Allan Patton about issues he raised.
- June 6, 2002 - Notice of Violation No. R9-2002-0162 for failure to submit laboratory data in electronic deliverable format (EDF) to the Geotracker data system.
- June 20, 2002 - Meeting with Chuck Houser & Steve Jensen of SCST, Julie Chan and Sue Pease. Mr. Hsu had agreed to let his consultant represent him at meetings. We discussed Allan Patton’s concerns. We discussed setting up the PARG’s with and without MTBE included in the calculation. We discussed having Enhanced Leak Detection done at the station to determine whether any current leaks existed. Chuck Houser would contact Allan Patton about Enhanced Leak Detection, and about using excavation as a remediation technique.
- June 25, 2002 - Letter from RWQCB: The Report of Assessment Activities which includes the 1<sup>st</sup> quarter ground water monitoring report is not acceptable due to numerous errors in laboratory data presentation



Budget Trade & Gas  
Chronology of Events

- (data on tables, diagrams, and original laboratory data do not match). The errors need to be corrected and resubmitted.
- July 1, 2002 - Sue Pease spoke with Allan Patton and Bob Trommer of the USTCF by phone. They both agreed with Sue that MTBE should be included as a PARG because it is the contaminant of concern and presents the largest plume when compared to other contaminants of concern. Bob Trommer also suggested including TPH diesel in the 100% milestone. Sue Pease called Chuck Houser and asked him to put together a cost estimate to submit to the USTCF.
- July 8, 2002 - Letter from RWQCB: Requesting cost estimate for Pay for Performance, due August 15, 2002. Attached to letter is an example of PARG calculation for key monitoring wells and perimeter wells. Actual PARG's will be calculated once the baseline is established.
- July 30, 2002 - 2<sup>nd</sup> quarter 2002 Ground Water Monitoring Report received. Free product removal report received.
- Aug. 5, 2002 - Notice of Violation No. R9-2002-0210 for failure to submit laboratory data in electronic deliverable format (EDF) to the Geotracker data system.
- Aug. 8, 2002 - Letter from RWQCB: 2nd Quarter 2002 Ground Water Monitoring Report is incomplete: 2 wells not sampled, diagrams are incomplete, isoconcentration diagrams not included, field data from sampling not included. Request to submit missing data.
- Aug. 19, 2002 - Chuck Houser wants a meeting to discuss whether it is necessary to drill out and repair the 2 wells that were not sampled. If excavation is used as a remedial action, the 2 wells will be removed anyway. I told him we need a meeting with Jimmy Hsu present to discuss the 2 wells, the inadequacy of the monitoring reports, the slow pace of getting the site into Pay for Performance (Chuck Houser did not submit the Cost Estimate by August 15, and asked for an extension to September 20), and RWQCB expectations of quality of work.
- Aug. 23, 2002 - 8<sup>th</sup> meeting with Mr. Hsu, Chuck Houser & Steve Jensen of SCST, Julie Chan and Sue Pease. We discussed whether drilling out the wells could be postponed or cancelled. Chuck Houser said he had monitoring data from a well point that was used in the Vapor Extraction Pilot Test from late 2001. He felt that this data could be used in lieu of the 2 wells and would contact us. We discussed the problems with the quality of the reports. SCST takes full responsibility for the NOV's Jimmy Hsu received for failure to submit laboratory data electronically to Geotracker, and they will fix the errors and problems with reports. RWQCB showed SCST the SAM Manual and a report from another consultant as minimum expectations for reports. SCST discussed payment issues with Jimmy Hsu. A reimbursement claim was sent to USTCF on May

Budget Trade & Gas  
Chronology of Events

- 30, 2002; was received, reviewed and approved by July 17, 2002. Chuck Houser was verbally told on July 30, 2002 that a check for \$90,000 would be issued to Jimmy Hsu. SCST was upset that they had not been paid. I suggested they submit the reimbursement request more frequently than twice a year, and they would get paid more frequently (instead of waiting for \$90,000 in invoices). During the meeting Jimmy Hsu made arrangements for \$45,000 in payment on a credit card. He had tried to do this several days before the meeting, but had not obtained the approval.
- Aug. 26, 2002 - I called Doug Wilson of USTCF. He said a check was issued to Jimmy Hsu on August 5, 2002. I followed up with Jimmy Hsu to see if he received the check.
- Aug. 27, 2002 - Jimmy Hsu received the check and deposited it. He will probably have to wait 5-10 working days for it to clear before he can pay SCST.
- Aug. 27, 2002 - Letter from SCST to Jimmy Hsu. They will no longer do work for Jimmy Hsu until they get paid.
- Aug. 29, 2002 - RWQCB sent Order No. R9-2002-0281, pursuant to CWC 13267, which directed Jimmy Hsu to provide a technical report by December 1, 2002 with the results of an investigation using an Enhanced Leak Detection (ELD) test to determine whether there is a current leak from the UST system at Budget Trade & Gas.
- Aug. – Sept. 2002 - Jimmy Hsu made payments of approximately \$11,000.
- Sept. 16, 2002 - Letter from SCST to Jimmy Hsu. He owes them \$34,152.47, and they expected payment in full by September 20, 2002.
- Sept. 15-20, 2002 - Jimmy Hsu attempted to pay SCST in full by credit card, but SCST refused to accept payment by that method.
- Sept. 24, 2002 - E-mail from SCST. Jimmy paid \$4,000, and now owed SCST \$30,000.
- Sept. 30, 2002 - E-mail from SCST. Jimmy paid \$6,000, and now owed SCST \$24,000.
- Oct. 3, 2002 - Voice message from Bill Wright of USTCF. He was investigating case and would send a letter to Jimmy Hsu requiring him to provide proof of payment.
- Oct. 15, 2002 - 9<sup>th</sup> meeting with Jimmy Hsu. Also present were Julie Chan, and Susan Gehring (Mandarin Chinese interpreter). We reviewed the events pertaining to USTCF payment, and Jimmy's payments to SCST. We told Jimmy that CAO and 13267 deadlines were approaching, and civil liabilities could be imposed for non-compliance with the deadlines. We reminded Jimmy about the November 2002 Board meeting, and that our goal since last meeting before the Board in May 2002 was to get the site into the PFP Program. This attempt was discontinued when the payment issues started in August 2002. Shortly after this meeting Jimmy paid SCST and they resumed work.

Budget Trade & Gas  
Chronology of Events

- Oct. 24, 2002 - Meeting with John Robertus and Dave Barker to discuss status of payment issues and agenda item for November Board meeting. John Robertus suggested pulling the item off the November calendar and placing it on the December calendar since the payment issues had interfered with progress on the site. John Robertus wanted work to get Budget Trade & Gas into the PFP program resumed.
- Oct. 30, 2002 - 3<sup>rd</sup> Quarter Ground Water Monitoring Report submitted. Conference call with Allan Patton and Bob Trommer of the USTCF to discuss continuing steps to get Budget Trade & Gas into PFP, and whether the USTCF would preapprove costs for an ELD. Allan and Bob suggested rescinding the order for ELD, and factoring it into the cost estimate for PFP. They need a cost estimate before the beginning of excavation (deadline Jan. 2, 2003). Once the USTCF agreed on the cost estimate, a condition of payment would be written, and Budget Trade & Gas could proceed in the PFP program. If there was a new unauthorized release based on the ELD, the PARG's or condition of payment would need to be renegotiated. I notified SCST to proceed with a cost estimate and submit before the January 2, 2002 deadline.
- Nov. 7, 2002 - An e-mail from Allan Patton summarized the reasons why the Budget Trade & Gas site is not suitable for the PFP program. Based on this e-mail, the PFP program is no longer under consideration.
- Nov. 8, 2002 - RWQCB letter to Jimmy Hsu, which rescinded Order No. R9-2002-0281. RWQCB determined that the benefits of performing ELD do not outweigh the costs, and the USTCF determined that reimbursement for the cost is inappropriate.
- Nov. 25, 2002 - Jimmy Hsu requested a 6-week extension for remediation by excavation.
- Dec. 19, 2002 - RWQCB letter to Jimmy Hsu denying 6-week extension for remediation by excavation. The denial is based on delays in obtaining a cost estimate in spite of several requests by RWQCB.
- Dec. 23, 2002 - E-mail from Diana Conkle of USTCF with concerns about proposed cost of remediation by excavation.
- Jan. 6, 2003 - Telephone conference call with Diana Conkle and Bob Trommer of USTCF, Chuck Houser of SCST, Sue Pease and Julie Chan – RWQCB. The USTCF suggested an alternative technology, high-vacuum-dual-phase-extraction, that they have had success with at other sites. Chuck Houser agreed to investigate and call contractors.
- Jan. 15, 2003 - Meeting at Budget Trade & Gas. Attending: Jimmy Hsu, Chuck Houser of SCST, Sue Pease and Julie Chan of RWQCB, Noel Shanoi of CalClean, and Tom Kleis of Tom Cycles (a motorcycle repair shop adjacent to Budget Trade & Gas). Noel Shanoi discussed the high-vacuum-dual-phase-extraction technology. We

Budget Trade & Gas  
Chronology of Events

decided it was appropriate for the Budget Trade & Gas site, and Chuck Houser will put together a proposal with a cost estimate.